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December 13, 2022

Magistrate Judge Peggy Kuo
United States District Court
Eastern District of New York
225 Cadman Plaza East
Courtroom 11C South
Brooklyn, New York 11201

Re: Falls Lake v. Kalnitech Construction Corp. et. al.
Docket No: 1:22-cv-01473-KAM-PK
Our File No: 19-208

Dear Judge Kuo,

We represent the plaintiff, Falls Lake National Insurance Company (“Falls Lake”), in this action. I write today, with consent of all parties, to ask for an extension of the deadline for completion of discovery and to notify the court that the parties intend to file dispositive motions as was set in Your Honor’s Scheduling Order (Doc. No. 35). The present deadline is this Friday.

I have today communicated with counsel, Jonathan Dachs, who will be filing an appearance for defendant Espinoza, who is the plaintiff in the underlying action, and then we will proceed with discovery with that party as well. As to the other parties, have exchanged some document discovery but that discovery is not completed and we have not conducted depositions, to the extent necessary in this case.

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1:22-CV-01473-KAM-PK - LETTER TO MAGISTRATE JUDGE KUO – FILE # 19-208
DECEMBER 13, 2022
PAGE 2 OF 2

The Court also had recently cancelled a settlement conference given the absence of counsel for Mr. Espinoza. We hope to be able to revisit settlement after we complete discovery or to seek leave to file dispositive motions after completion of discovery.

Accordingly, we request that the court grant a 60 day requested extension for the parties to complete discovery and to notify the Court as to each sides' intent to file a motion for summary judgment, request a pre-motion conference and/or submit a briefing schedule.

Respectfully submitted,
MIRANDA SLONE SKLARIN VERVENIOTIS LLP

s/Steven Verveniotis

Steven Verveniotis

cc: All Counsel Via ECF